

REMARKS

In response to the Office Action mailed on April 24, 2007, Applicants renumbered claims 47-78 to be 46-77 and amended claims 37, 45, 48, 59-65, 68-70, and 74. Claims 37-77 are presented for examination.

The Examiner rejected claims 37, 40, 41, 43, 49, 50, 57, 75, and 76 under U.S.C. §102(b) as being anticipated by Morehouse, Jr. et al., US 3,615,972 ("Morehouse"). As amended, claims 37, 40, 41, 43, 49, 50, 57, 75, and 76 cover compositions including a plurality of particles in a carrier fluid, where the carrier fluid includes a saline solution, a contrast agent or a surfactant. Morehouse does not disclose or would not have made obvious the compositions covered by these claims. Therefore, the Applicant requests reconsideration and withdrawal of the rejection of claims 37, 40, 41, 43, 49, 50, 57, 75, and 76 under 35 U.S.C. §102(b) as being anticipated by Morehouse.

The Examiner objected to claims 47-78 as being misnumbered. The Applicant has renumbered claims 47-78 to be 46-77.

The Examiner rejected claims 45 and 48 under 35 U.S. C. §112, second paragraph, as being indefinite. The Applicant has amended claims 45 and 48 to obviate this rejection.

The Examiner objected to claims 38-39, 42, 44, 46-47, 51-74<sup>1</sup>, and 77 as being dependent upon a rejected base claim and indicated that these claims would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Claims 38-39, 42, 44, 46-47, 51-74, and 77 all depend from independent claim 1. As explained above, amended independent claim 1 is allowable over Morehouse. Therefore, the objections to claims 38-39, 42, 44, 46-47, 51-74, and 77 should be withdrawn.

Applicants believe the application is in condition for allowance, which action is requested.

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<sup>1</sup> The Examiner rejected claim 57 earlier. As explained, claim 57 is allowable over Morehouse.

Applicant : DiCarlo et al.  
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Respectfully submitted,

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